

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION**

| | | |
|---------------------------------|---|--|
| UNITED STATES OF AMERICA |) | Criminal Case No. 6:13-cr-00012-1 |
| |) | |
| v. |) | <u>ORDER</u> |
| |) | |
| GETONY BARNETTE, |) | By: Norman K. Moon |
| Petitioner. |) | United States District Judge |

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** as follows:

- (1) The government's motion to dismiss (docket no. 47) is **GRANTED**;
- (2) Barnette's motion pursuant to 28 U.S.C. § 2255 (docket no. 44) is **DISMISSED**;
- (3) Barnette's motion to expedite proceedings (docket no. 62) is **DISMISSED** as moot;
- (4) This action is **STRICKEN** from the active docket of this court; and
- (5) Finding that Barnette has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 23rd day of June, 2015.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE